

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 110: Licensing of the Code of Ordinances of the City of Manchester by redefining certain activities for consistency with other portions of the Code, simplifying the chapter with respect to one-time events and deleting licensing requirements related to Sunday activities and transient or itinerant photographers.”

*Page 1 of 5*

**Be it Ordained, by the Board of Mayor and Aldermen of the City of Manchester, as follows:**

I. Amend the Code of Ordinances by inserting new language as bolded (**bold**) and deleting existing language as ~~stricken~~. Portions of the following sections that remain unchanged appear in regular type.

### CHAPTER 110: LICENSING

#### § 110.01 DEFINITIONS.

**FOOD-SERVICE ESTABLISHMENT.** Any fixed or mobile restaurant; cafeteria; coffee shop; cocktail lounge; catering kitchen; sidewalk café; commissary; grille, luncheonette; short-order café; sandwich shop; soda fountain; tea-room; drive-in; nightclub; roadside stand; industrial feeding establishment; private, public or non-profit organization or institution serving the public; or similar place in which food or drink is prepared for sale for food service on the premises or elsewhere; and any other eating or drinking establishment where food is served or provided for the public with or without charge. A FOOD-SERVICE ESTABLISHMENT also means a grocery store; meat market; or bakery.

**HIGH-IMPACT RETAIL STORE.** Any business which is accessible to the public where food, goods, merchandise or equipment is sold at retail and where tobacco, tobacco paraphernalia, smoking paraphernalia, including products that contain nicotine, liquid nicotine, vapors or inhalants and/or involve the on-site inhaling or smoking of such products, and/or lottery tickets are sold.

#### § 110.02 BUSINESS LICENSE REQUIRED.

(A) It shall be unlawful for any person to commence or conduct, or propose to commence or conduct, either directly or indirectly, a business within the city and identified by the provisions of this chapter, unless a license therefor, expiring on April 30 annually, has been issued by the City Clerk upon payment of the fee prescribed by the provisions of this chapter. A business or business activity required to file under this chapter shall include: ~~butchers; petty grocers; hucksters; peddlers; hawkers;~~ common victualers; dealers in and keepers of shops for the purchase, sale or barter of junk, old metals or second-hand

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 110: Licensing of the Code of Ordinances of the City of Manchester by redefining certain activities for consistency with other portions of the Code, simplifying the chapter with respect to one-time events and deleting licensing requirements related to Sunday activities and transient or itinerant photographers.”

*Page 2 of 5*

articles; pawnbrokers; **hotels, motels, inns, bed and breakfasts; high-impact retail stores; tattoo and body piercing establishments; farmer’s markets; food-service establishments;** taxicab companies; transportation network companies, companies engaged in towing motor vehicles without the consent or authorization of the owner or operator; employment offices; establishments engaged in Sunday activities; circuses; carnivals; performers and exhibitors; arcades; dances, dance halls or entertainment places of assembly; transient or itinerant photographers; peddlers; fairs; and such other activities, devices, or vehicles that may be cited by this chapter.

### ~~§ 110.05 SUNDAY ACTIVITIES:~~

~~(A) It shall be lawful to engage in play or in any sport or game involving physical skill on the Lord’s Day in the city. It shall be lawful to engage in public dancing, horse racing, boxing, prizefighting, wrestling, pool or billiards, and a sport or game in connection with which an admission or fee is charged, or at which a donation is made or accepted, only within those hours as allowed by state statute, provided a business license has been issued. The Board of Mayor and Aldermen may restrict the matter and areas upon which such play, sports or games shall be conducted.~~

~~(B) It shall be lawful for motion pictures, lectures, concerts and theatrical or vaudeville performances to be held on the Lord’s Day in the city, but only during such hours as allowed by state law, provided a business license has been issued. Such entertainment may be regulated by licensing or otherwise, as the Board of Mayor and Aldermen may deem best.~~

~~(C) It shall be lawful to serve meals; to operate duly licensed barbershops, beauty shops, or other hair dressing establishments; to furnish supplies, services, and repairs required by automotive apparatus; to sell, in addition to the articles permitted to be sold by R.S.A. Ch. 332-D:2, fresh fruit, confectionery, ice cream, soft drinks, tobacco in its various forms, flowers, newspapers and periodicals on the Lord’s Day within the city provided however that a business license has been issued.~~

~~(D) It shall be lawful to operate any general merchandise establishment, including but not limited to real estate sales, automobile sales, or coin-operated laundromats on the Lord’s Day within the city and to permit the advertisement therefor provided that a business license has been issued.~~

~~(E) It shall be lawful to permit the operation of any vendor/peddler, who holds all licenses required by the city, and permit the operation of any duly licensed and bonded auctioneer on the Lord’s Day within the city, and to permit the advertisement therefor provided that a business license has been issued.~~

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 110: Licensing of the Code of Ordinances of the City of Manchester by redefining certain activities for consistency with other portions of the Code, simplifying the chapter with respect to one-time events and deleting licensing requirements related to Sunday activities and transient or itinerant photographers.”

*Page 3 of 5*

~~(F) It shall be unlawful to engage in any of the permitted operations on the Lord's Day within the city unless a business license as provided for under this title has been issued by the City Clerk.~~

### **§ 110.20 BUSINESS LICENSE FEES.**

(A) A person licensed under this title shall pay the fee prescribed, based on the gross square feet of area occupied by the business seeking such license as follows: For the first 1,500 square feet or fraction thereof, \$50; plus \$2 per 100 square feet or fraction thereof over 1,500 square feet, except that the maximum fee for any license shall be \$1,000.

(B) The applicant for a license shall provide the City Clerk with the floor area from which the fee shall be computed and both the floor area and fee shall be indicated on the license. Misrepresentation of any information required to obtain a license shall be cause for revocation of the license without refund and a new business license must be applied for and issued for the business activity to be permitted.

(C) *Exceptions and minimum fees.* Persons outlined in this division shall not be required to pay fees pursuant to division (A) of this section, but shall, however, be licensed and/or pay fees as licensed herein:

(1) Persons licensed to conduct a circus, carnival, or other form of amusement or entertainment pursuant to Chapter 111 of this title shall pay a business license fee, for the use of the city, of \$300. A license to conduct such activity in a hall shall be \$50. Page 3.

(2) Persons licensed as performers and exhibitors pursuant to Sections 111.80 and 111.81 of this title shall pay a business license fee of \$10 for each day such person shall perform or exhibit. A license to conduct such activity in a hall not licensed under this title shall be \$50. Any person who is employed by a sponsor or an establishment which holds a valid business license under this title shall not be required to obtain a license.

(3) Persons licensed for dances or as dance halls or entertainment places of assembly Class I pursuant to §111.66(A) or (B) of this title shall pay a business license fee of \$15 per day plus any applicable police officer's fee and meet the conditions set forth therein. In lieu of the per day fee, such person may obtain an annual license for such activity based on the fee structure as outlined in division (A) of this section. Persons holding a valid business license for restaurant, dance, and entertainment under §111.66(C) of this title shall be liable for any applicable

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 110: Licensing of the Code of Ordinances of the City of Manchester by redefining certain activities for consistency with other portions of the Code, simplifying the chapter with respect to one-time events and deleting licensing requirements related to Sunday activities and transient or itinerant photographers.”

*Page 4 of 5*

~~police officer’s fee and meet the conditions set forth therein. Persons licensed for entertainment places of assembly Class H~~ **a special event pursuant to §111.66 for non-profit purposes and not receiving a fee exemption under §110.08, shall pay a business license fee of \$15 per day. All other applicants shall pay a business license fee of \$100 per day. Class H licensees are not eligible for issuance of an annual license.**

(4) ~~Persons licensed as transient or itinerant magazine salesmen pursuant to §115.20 or as transient or itinerant photographers pursuant to §115.30 shall pay a business license fee of \$5 for each day, or \$25 for one week, or \$150 for one year and meet the conditions therein.~~

(5) Persons licensed as peddlers pursuant to §115.40 through 115.44 of this title shall pay an annual business license fee of \$150, cash, money order, or bank check, or \$25, cash, money order, or bank check for a temporary license, and meet the conditions set therein. Persons licensed as civic center peddlers pursuant to §115.50 through 115.53 of this title shall pay an annual business license fee of \$400, cash, money order, or bank check, or \$75, cash, money order, or bank check for a temporary license, and meet the conditions set therein.

(6) Persons licensed to conduct a fair pursuant to §115.60 of this title shall pay a business license fee of \$300 for the first day and \$50 for each additional day and meet the conditions set therein. **Fair applicants proposing to operate as a farmer’s market shall pay a fee of \$300 for the season (no more than 40 non-consecutive days within a year).**

(7) **A towing company licensed under this title pursuant to Section 110.02 (A) and located outside of the city shall pay an annual fee of \$50.**

### **§ 110.23 TRANSFER OF LICENSE CHANGES TO BUSINESS LICENSE**

(A) ~~Unless otherwise provided~~ **prohibited**, business licenses may be transferred to a new owner when: there is a bona fide sale of the business; **the business is transferred to a new location; or the existing business name is changed from one name or DBA (doing business as) to another business name. These changes to the existing business license must be accompanied by a new business application and a transfer fee of \$25 along with any additional fees or information required by the City due to the changes.** ~~In order to transfer a business license, the new owner must fill out a new application, including with his application proof of bona fide sale, payment of a transfer fee of \$25, together with any additional fees or information required due to the transfer.~~



# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 110: Licensing of the Code of Ordinances of the City of Manchester by redefining certain activities for consistency with other portions of the Code, simplifying the chapter with respect to one-time events and deleting licensing requirements related to Sunday activities and transient or itinerant photographers.”

*Page 5 of 5*

~~(B) Business licenses may be transferred to a new location. In order to transfer an existing license to a new location, the owner must complete a new application and meet the same requirements as a new applicant. The new application shall also include payment of a transfer fee of \$25, together with any additional fees or information required due to the transfer.~~

II. This ordinance shall take effect upon its passage.



# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 111 of the Code of Ordinances of the City of Manchester by renaming the Chapter, reorganizing sections pertaining to amusement devices, adding language intended to simplify and distinguish between an Entertainment Place of Assembly and a special event, and delete Section 111.90 in its entirety.”

*Page 1 of 3*

### **Be it Ordained, by the Board of Mayor and Aldermen of the City of Manchester, as follows:**

- I. Amend the Code of Ordinances by inserting new language as bolded (**bold**) and deleting existing language as ~~stricken~~. Portions of the following sections that remain unchanged appear in regular type.

#### **CHAPTER 111: AMUSEMENTS ENTERTAINMENT**

##### **§ 111.40 DEFINITIONS.**

AMUSEMENT DEVICE. Any non-coin operated machine or machine which, upon deposit for credit with a person, or upon the insertion of a slug, token, plate, disc, coin, or any other form of currency may be operated by the public generally for use as a game, entertainment or amusement, whether or not registering a score. It shall include, but not be limited to such devices as electronic video machines, electronic video poker machines, pinball machines, skill ~~skee~~ **skee**-ball, photography devices, fortune-telling machines, mechanical grab machines, shooting gallery, movie, video **or music** devices, ~~coin-operated~~ rides, **billiard or pool tables**, and all games, operations or transactions similar thereto under whatever name they may be designated or described.

##### **§ 111.45 AMUSEMENT DEVICE LICENSE AND FEES.**

(C) Any person applying for an initial amusement device license or renewing an amusement device license shall, prior to receipt of same, pay a license fee for each device used, played, or exhibited for use or play in accordance with the schedule set herein:

(1) For each so-called “slot” machine that, by application of the element of chance, may deliver, or entitle the person playing or operating the machine to receive premiums or tokens; or an amusement device that displays a poker hand or delivers a ticket with a poker hand symbolized on it that may entitle the player to a prize if the poker hand displayed by the machine or symbolized on the ticket constitutes a winning hand; or an amusement device that, even though it does not dispense prizes or tokens, has the features and characteristics of a gaming device that upon insertion of multiple coins changes the format and/or outcome of the game, the license fee is \$2,000.

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 111 of the Code of Ordinances of the City of Manchester by renaming the Chapter, reorganize sections pertaining to amusement devices, add language intended to simplify and distinguish between an Entertainment Place of Assembly and a special event, and delete Section 111.90 in its entirety.”

*Page 2 of 3*

(2) For each children's amusement device, pinball machine, concession game, basketball device, skee-ball machine, **billiard table or pool table**, the license fee is \$25; and

(3) For all other amusement devices, the license fee is \$50.

### **§ 111.65 DEFINITIONS.**

**ENTERTAINMENT PLACE OF ASSEMBLY.** A room or space in which provision is made for the occupancy or assembly of ~~100 or more persons~~ for entertainment purposes. For the purpose of this definition, such room or space shall include any occupied connecting rooms, space, or area on the same level or in the same story, or in a story or storied above or below, where entrance is common to the rooms, space, or areas. ~~An entertainment place of assembly shall be classified in either two classifications, Class I or Class II. A Class I entertainment place of assembly shall apply to non-profit organizations that do not receive exemptions pursuant to 110.08(C). Class II entertainment places of assembly shall include all other applicants.~~

**SPECIAL EVENT.** A daily event which requires the closure of a public street or the usage or closure of another public place or park, and which involves public entry, vending of food, drink or merchandise, public entertainment, or a moving athletic event like a race or walk; or an outdoor event on private property which is open to the public and due to its size and activities has an impact on the surrounding streets and neighborhoods or may require special police or fire attention or the use of other special City services or facilities. A special event pursuant to this title shall only apply to either commercial for profit or non-profit events.

### **§ 111.66 LICENSE REQUIRED.**

(A) No person shall own or operate a dance hall or entertainment place of assembly within the city unless a license shall first be obtained from the City Clerk.

(B) No person shall conduct or allow to be conducted any entertainment or, public dancing ~~which is an isolated or occasional event and which~~ **or hold a special event** which is not part of the regular and recurrent business activity of the owner or operator of the room or space within the city unless a license shall first be obtained from the City Clerk.

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 111 of the Code of Ordinances of the City of Manchester by renaming the Chapter, reorganize sections pertaining to amusement devices, add language intended to simplify and distinguish between an Entertainment Place of Assembly and a special event, and delete Section 111.90 in its entirety.”

*Page 3 of 3*

(C) (1) Notwithstanding any other licensing ordinance, a duly licensed ~~Class-I and Class-II restaurant establishment~~ in the city, pursuant to this title, may allow dancing and entertainment upon obtaining an annual ~~restaurant dance and entertainment place of assembly~~ license from the City **at no charge**.

(2) The application for a ~~restaurant dance and entertainment place of assembly~~ license shall be made to the City Clerk upon forms to be determined by the City Clerk, the licensee shall be liable for any applicable police officer's fee and the license shall expire annually on April 30.

### ~~MUSIC SYSTEMS AND POOL TABLES.~~

#### ~~§ 111.90 LICENSE REQUIRED.~~

~~(A) No person shall establish or operate a coin-operated musical reproducing instrument or coin box governing the reproducing of musical selections by centralized music systems, in any business establishment or building in the city unless a license therefor has been obtained from the City Clerk.~~

~~(B) No person shall keep a billiard table or pool table in the city, except for private use, unless a license therefor in writing specifying the place in which it is to be kept, shall first be obtained from the City Clerk.~~

#### ~~§ 111.91 LICENSE FEES.~~

~~Each person, prior to issuance of a license to operate a coin-operated music system or keeping a billiard or pool table in the city as provided for in this division, shall pay the license fee in accordance with the fee schedule as follows:~~

~~(A) For each coin-operated music system, the license fee is \$50; and~~

~~(B) For each coin-operated or non-coin-operated billiard table or pool table, the license fee is \$25.~~

II. This ordinance shall take effect upon its passage.



# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 113: Fuel Wood and Christmas Trees of the Code of Ordinances of the City of Manchester by deleting the entire chapter in its entirety.

*Page 1 of 2*

**Be it Ordained, by the Board of Mayor and Aldermen of the City of Manchester, as follows:**

I. Amend the Code of Ordinances by inserting new language as bolded (**bold**) and deleting existing language as striken. Portions of the following sections that remain unchanged appear in regular type.

### **~~CHAPTER 113: FUEL WOOD AND CHRISTMAS TREES~~**

#### **~~§ 113.01 LICENSE REQUIRED.~~**

~~—No person shall engage in the business of selling Christmas trees or wreaths or any type of grade of wood for fuel purposes in the city unless a business license has been issued by the City Clerk.~~

#### **~~§ 113.02 PREREQUISITES FOR ISSUING LICENSE.~~**

~~—Any applicant for a license to engage in the business of selling wood for fuel purposes shall submit to the City Clerk a signed statement acknowledging that said applicant will comply with all provisions of law government such sales including any standards or regulations issued by the New Hampshire Department of Agriculture, Bureau of Weights and Measures.~~

#### **~~§ 113.03 ISSUANCE OF CERTIFICATE UPON SALES; FILING.~~**

~~—(A) Whenever any type of grade of wood is sold for fuel purposes, except edgings and kindling sold in bags and having the net contents printed thereon, the dealer or seller shall issue a certificate in duplicate, wherein shall be stated: the name and address of both the purchaser and the dealer or seller, and the quantity of wood delivered, in terms of cords, loads, baskets, or cubic feet.~~

~~—(B) One copy of the certificate shall be furnished the purchaser, his agent, or representative, when the wood is delivered by the dealer, or seller, or called for by the purchaser at the dealer or seller's place of business; the remaining certificate shall be filed by the dealer or seller.~~

#### **~~§ 113.04 SURRENDER OF CERTIFICATE; EXCHANGE~~**

~~—The dealer or seller of any type of grade of wood that is sold for fuel purposes, except edgings and kindling sold in bags and having the net contents thereon, shall surrender either his certificate or the purchasers', or both certificates, to the seller of weights and~~

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 113: Fuel Wood and Christmas Trees of the Code of Ordinances of the City of Manchester by deleting the entire chapter in its entirety.

*Page 2 of 2*

~~measures at any time or place upon his demand for inspection; and the seller shall issue in exchange for each certificate thus surrendered, his certificate of quantity, which shall be delivered to the purchaser, his agent, or representative, or filed by the dealer, or seller, in lieu of whichever certificate is surrendered.~~

### **~~§ 113.04 EXEMPTIONS.~~**

~~—The fee for a Christmas tree or wreath license for a nonprofit corporation, community chest, —or foundation organized and operated exclusively for religious, charitable, scientific, literary, or educational purposes when no part of the entity’s earnings benefit any private shareholder or individual, shall be waived by the City Clerk at the time an application is submitted.~~

II. This ordinance shall take effect upon its passage.



# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 115 of the Code of Ordinances of the City of Manchester by deleting Section 115.01 related to Itinerant Magazine Vendors and Photographers.”

*Page 1 of 3*

**Be it Ordained, by the Board of Mayor and Aldermen of the City of Manchester, as follows:**

I. Amend the Code of Ordinances by inserting new language as bolded (**bold**) and deleting existing language as striken. Portions of the following sections that remain unchanged appear in regular type.

### 115.01 DEFINITIONS.

~~ITINERANT MAGAZINE SALESMAN. Any person, whether as principal, agent, or employee, who engages in a temporary or transient business in this city of traveling from house to house or soliciting orders for magazine subscriptions or renewals.~~

~~TRANSIENT OR ITINERANT PHOTOGRAPHERS. All persons, whether as principals, agents, or employees, who engage in temporary or transient business in this city, whether such persons conduct their business by traveling from house to house taking pictures in a house, or operate from a hotel room, store, or other place of business, or otherwise, and who perform any of the following acts of the photography business: solicit orders, take pictures, assist in the taking of pictures, show proofs, deliver pictures, make collections for pictures sold.~~

### ~~TRANSIENT OR ITINERANT MAGAZINE SALES VENDORS~~

### ~~115.20 LICENSING REQUIREMENTS.~~

~~(A) License required. No person shall engage in the business of an itinerant magazine salesperson vendor unless he shall be licensed to do so as provided by this section. The City Clerk may issue a temporary license for a transient or itinerant magazine salesperson vendor, following the same procedure as for the issuance of all annual licenses.~~

~~(B) License application; issuance; transfer; display.~~

~~(1) Each applicant for an itinerant magazine salesperson's vendor's license shall apply to the City Clerk on a form to be determined by the City Clerk.~~

~~(2) The application shall include the name and home address; the name and address of all organizations by which he is employed or receives commissions or compensation of any kind; two recent passport photographs of the applicant, or~~

# *City of Manchester* *New Hampshire*

*In the year Two Thousand and Seventeen*

## **AN ORDINANCE**

“Amending Chapter 115 of the Code of Ordinances of the City of Manchester by deleting Section 115.01 related to Itinerant Magazine Vendors and Photographers.”

*Page 2 of 3*

~~photographs of such size as previously approved by the City Clerk; a complete certified criminal record of the applicant obtained from the Criminal Records Division, State Police, Department of Safety, State of New Hampshire, and/or from the appropriate out-of-state agency or agencies if not a resident of the state for the five years preceding the application; and whether he has ever before applied for a license under this section.~~

~~(3) Upon verification of identity, review of application by Police Department, and receipt of the proper fee the City Clerk may issue the license and forward the name of the licensee to the Chief of Police. The license shall not be transferable and must be displayed while engaging in the business of an itinerant magazine salesperson vendor.~~

~~(C) Hours, behavior restricted. No person shall engage in the business of an itinerant magazine salesperson vendor except between the hours of 9:00 a.m. and 8:00 p.m. No person shall make any solicitation in an oppressive manner.~~

~~(D) Standards for denial. In addition to the application requirements set forth in this section, a license to operate as an itinerant magazine salesperson vendor shall be denied to the following persons:~~

~~—(1) An applicant who has received a disqualifying criminal conviction or has been imprisoned at any time for a disqualifying criminal conviction during the five years preceding the application.~~

~~—(2) An applicant who is required to register as a sexual offender or as an offender against children under R.S.A. 651-B:6.~~

~~—(3) An applicant who is denied an itinerant magazine sales vendor license under the standards of this section, or who has reason to believe that he or she may be denied an itinerant magazine sales vendor license under these standards, may file a written request for a review of the application before the Committee on Administration. The Committee on Administration will approve or disapprove the fitness of the applicant for the license. The Committee on Administration may require the submission of qualifying evidence to make an assessment, including character references and/or evaluation by a qualified professional, and may set such conditions, review procedures, or monitoring activities as it deems appropriate as a condition of licensure.~~

~~(E) Revocation. Any licensee that engages in any loud argument, fight, or other disturbances; harassed, threatened or assaulted another person, intentionally damaged, destroyed or threatened to damage or destroy any property or violates any other provisions of this section shall have such license revoked. Upon request of the Chief of Police the licensee shall surrender his license. Upon conviction of~~

# City of Manchester New Hampshire

*In the year Two Thousand and Seventeen*

## AN ORDINANCE

“Amending Chapter 115 of the Code of Ordinances of the City of Manchester by deleting Section 115.01 related to Itinerant Magazine Vendors and Photographers.”

*Page 3 of 3*

~~violations under this section, no license shall be issued to such person for a period of three years.~~

~~(F) Exemptions. This section shall not apply to persons involved in elementary and secondary schools conducting such solicitations under the direction and guidance of a local school or other charitable organization.~~

### TRANSIENT OR ITINERANT PHOTOGRAPHERS

#### ~~§ 115.30 LICENSING REQUIREMENTS.~~

~~(A) License required. No person shall engage in the business of a transient or itinerant photographer unless he shall be licensed to do so as provided by this section. The City Clerk may issue a temporary license for transient or itinerant photographer, following the same procedure as for the issuance of an annual license.~~

~~(B) License application; issuance; transfer; display.~~

~~—(1) Each applicant for a transient or itinerant photographer license shall apply to the City Clerk on a form to be determined by the City Clerk.~~

~~—(2) The application shall include the name and home address; the name and address of all organizations by which he is employed or receives commissions or compensation of any kind; and whether he has ever before applied for a license under this section.~~

~~—(3) Upon verification of identity, review of application by Police Department, and receipt of the proper fee the City Clerk may issue the license and forward the name of the licensee to the Chief of Police. The license shall not be transferable and must be conspicuously displayed.~~

~~(C) Hours, behavior restricted. No person shall engage in the business of a transient or itinerant photographer, except between the hours of 9:00 a.m. and 8:00 p.m. No person shall make any solicitation in an oppressive manner.~~

~~(D) Revocation. Any person violating any provisions of this section shall have his license revoked. Upon request to the Chief of Police, the licensee shall surrender such license. Upon conviction of violations under this section, no license shall be issued to such person for a period of three years.~~

~~(E) Exemptions. This section shall not apply to transient or itinerant photographers providing photographic services to public or private schools, organizations, or corporations.~~

II. This ordinance shall take effect upon its passage.

